IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELALTE SIDE

WRIT PETITION NO.5376 OF 2003

Digambar Krishnaji Dingare. ...Petitioner.

Vs.

Shankar Sopan Vatharkar & Ors. ...Respondents.

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Mr.S.S.Patwardhan with Mr.P.Chavan for the Petitioner.

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CORAM : DR.D.Y.CHANDRACHUD, J.

July 6, 2006.

P.C. :

By an interim order dated 7th December 2002, the Joint Civil Judge, Junior Division, Pandharpur, restrained the First Defendant from obstructing the Plaintiff from fixing a western side door to the suit premises and from carrying out repairs to the southern side wall. This order was confirmed as far back as on 31st March 2003 by the Additional District Judge, Pandharpur. Interference of this Court at the interlocutory

stage is not warranted particularly after a long time has elapsed from the date of the passing of the interim order. Counsel appearing on behalf of the Petitioner has fairly not disputed the fact that in all the probabilities, the work of repairs must have already been carried out. No case for interference is made out. The petition is dismissed.

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